

2010 JUN -7 PM 4:26

#1314

PTO/SB/65 (03-09)
Approved for use through 03/31/2012. OMB 0651-0016
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**PETITION TO ACCEPT UNAVOIDABLY DELAYED PAYMENT OF
MAINTENANCE FEE IN AN EXPIRED PATENT (37 CFR 1.378(b))**

Docket Number (Optional)

Mail to: Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450
Fax: (571) 273-8300

JUN 11 2010

06/10/2010 DALLEN 00000005 4639654
01 FC:1599

1240.00 01

OFFICE OF PETITIONS

NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (571) 272-3282.

Patent Number: 4,639,654

Application Number: 08/889,398

Issue Date: June 13, 2000

Filing Date: July 8, 1997

CAUTION: Maintenance fee (and surcharge, if any) payment must correctly identify: (1) the patent number (or reissue patent number, if a reissue) and (2) the application number of the actual U.S. application (or reissue application) leading to issuance of that patent to ensure the fee(s) is/are associated with the correct patent. 37 CFR 1.366(c) and (d).

Also complete the following information, if applicable:

The above-identified patent:

☐ is a reissue of original Patent No. _____ original issue date _____
original application number _____
original filing date _____

☐ resulted from the entry into the U.S. under 35 U.S.C. 371 of international application
_____ filed on _____

CERTIFICATE OF MAILING OR TRANSMISSION (37 CFR 1.8(a))

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is

(1) being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 OR

(2) transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (571) 273-8300.

5-16-10
Date

Jimmy Edwards
Signature

Jimmy Edwards
Typed or printed name of person signing Certificate

04/20/2011 CKHLOK 00000007 6074243

01 FC:2552
02 FC:1558

1240.00 0P
1640.00 0P

06/10/2010 DALLEN 00000005 4639654
01 FC:1599

-1240.00 0P

[Page 1 of 4]

Adjustment date: 04/20/2011 CKHLOK
06/10/2010 DALLEN 00000006 6074243
01 FC:1599

-1640.00 0P

This collection of information is required by 37 CFR 1.378(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 8 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

1. SMALL ENTITY

☐ Patentee claims, or has previously claimed, small entity status. See 37 CFR 1.27

2. LOSS OF ENTITLEMENT TO SMALL ENTITY STATUS

☐ Patentee is no longer entitled to small entity status. See 37 CFR 1.27(g)

3. MAINTENANCE FEE (37 CFR 1.20(e)-(g))

The appropriate maintenance fee must be submitted with this petition, unless it was paid earlier.

NOT Small Entity			Small Entity		
Amount	Fee	(Code)	Amount	Fee	(Code)
<input type="checkbox"/> \$ _____	3 ½ yr fee	(1551)	<input type="checkbox"/> \$ _____	3 ½ yr fee	(2551)
<input type="checkbox"/> \$ _____	7 ½ yr fee	(1552)	<input checked="" type="checkbox"/> \$ <u>1240</u>	7 ½ yr fee	(2552)
<input type="checkbox"/> \$ _____	11 ½ yr fee	(1553)	<input checked="" type="checkbox"/> \$ <u>11</u>	11 ½ yr fee	(2553)

MAINTENANCE FEE BEING SUBMITTED \$ _____

4. SURCHARGE

The surcharge required by 37 CFR 1.20(i)(1) of \$ 1240⁰⁰ (Fee Code 1557) must be paid as a condition of accepting unavoidably delayed payment of the maintenance fee.

SURCHARGE FEE BEING SUBMITTED \$ 1240⁰⁰

5. MANNER OF PAYMENT

- ☐ Enclosed is a check for the sum of \$ 1240⁰⁰
- ☐ Please charge Deposit Account No. _____ the sum of \$ _____
- ☐ Payment by credit card. Form PTO-2038 is attached.

6. AUTHORIZATION TO CHARGE ANY FEE DEFICIENCY

☐ The Director is hereby authorized to charge any maintenance fee, surcharge or petition fee deficiency to Deposit Account No. _____

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7. OVERPAYMENT

As to any overpayment made, please

☐ Credit to Deposit Account No. _____

OR

☒ Send refund check

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Petitioner/applicant is cautioned to avoid submitting personal information in documents filed in a patent application that may contribute to identity theft. Personal information such as social security numbers, bank account numbers, or credit card numbers (other than a check or credit card authorization form PTO-2038 submitted for payment purposes) is never required by the USPTO to support a petition or an application. If this type of personal information is included in documents submitted to the USPTO, petitioners/applicants should consider redacting such personal information from the documents before submitting them to the USPTO. Petitioner/applicant is advised that the record of a patent application is available to the public after publication of the application (unless a non-publication request in compliance with 37 CFR 1.213(a) is made in the application) or issuance of a patent. Furthermore, the record from an abandoned application may also be available to the public if the application is referenced in a published application or an issued patent (see 37 CFR 1.14). Checks and credit card authorization forms PTO-2038 submitted for payment purposes are not retained in the application file and therefore are not publicly available.

8. SHOWING

The enclosed statement will show that the delay in timely payment of the maintenance fee was unavoidable since reasonable care was taken to ensure that the maintenance fee would be paid timely and that this petition is being filed promptly after the patentee was notified of, or otherwise became aware of, the expiration of the patent. The statement must enumerate the steps taken to ensure timely payment of the maintenance fee, the date and the manner in which the patentee became aware of the expiration of the patent, and the steps taken to file the petition promptly.

9. PETITIONER(S) REQUESTS THAT THE DELAYED PAYMENT OF THE MAINTENANCE FEE BE ACCEPTED AND THE PATENT REINSTATED.

Jimmy Edwards
Signature(s) of Petitioner(s)

5-15-10
Date

Jimmy L Edwards
Typed or printed name(s)

Registration Number, if applicable

4890 SE 70th Loop
Address

352-427-5417
Telephone Number

Ocala, FL 34480
Address

ENCLOSURES

- ☒ Maintenance Fee Payment
☒ Statement why maintenance fee was not paid timely
☒ Surcharge under 37 CFR 1.20(i)(1) (fee for filing the maintenance fee petition)
☒ Other:

Papers from Doctor & me

37 CFR 1.378(d) states: "Any petition under this section must be signed by an attorney or agent registered to practice before the Patent and Trademark Office, or by the patentee, the assignee, or other party in interest."

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JUN 17 2010

Jimmy Edwards
Signature

5-16-10
Date

OFFICE OF PETITIONS

Jimmy Edwards
Type of printed name

Registration Number, if applicable

STATEMENT

(In the space below, please provide the showing of unavoidable delay recited in paragraph 8 above.)

I AM A 100% DISABLED VETERAN
wounded 2 purple HEARTS VIETNAM.
Among OTHERS IS 100% FOR POST TRAUMATIC
STRESS DISORDER (PAPER ATT)
my wife HANDLED ALL FINANCIAL MATTERS
BECAUSE I WAS UNABLE TO.
On JULY 5 2009 my wife LEFT me -
Divorced OCTS 2009.
I did not know OR WAS INFORMED
IN ANY WAY THE FEES OF ANY KIND
HAD NOT BEEN PAID. I FOUND OUT THE
money THAT WAS TO GO TO THE PATENT
OFF. WAS HID AND PUT IN A PRIVATE
ACCT OF HERS I did not know ABOUT.
I JUST FOUND OUT FEES ARE DUE
PLEASE ACCEPT my LETTER AS WITH
NOT PAID AND PLEASE REFUND ANY
AMOUNT BECAUSE I LIVE SOLELY ON
DISABILITY INCOME
THANK YOU
Jimmy Edwards
5-16-10

(Please attach additional sheets if additional space is needed)



2010 JUN -7 PM 4:26

#14M 4

PTO/SB/66 (03-09)

Approved for use through 03/31/2012. OMB 0651-0016

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MAINTENANCE FEE IN AN EXPIRED PATENT (37 CFR 1.378 (c))**

Docket Number (Optional)

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Mail to: Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
Fax: (571) 273-8300

JUN 11 2010**OFFICE OF PETITIONS**

NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (571) 272-3282.

Patent No.

6074243

Application Number

08889398

Issue Date

June 13, 2000

Filing Date

July 8, 1997

CAUTION: Maintenance fee (and surcharge, if any) payment must correctly identify: (1) the patent number (or reissue patent number, if a reissue) and (2) the application number of the actual U.S. application (or reissue application) leading to issuance of that patent to ensure the fee(s) is/are associated with the correct patent. 37 CFR 1.366(c) and (d).

Also complete the following information, if applicable

The above - identified patent

☐

Is a reissue of original Patent No. _____

06/10/2010 DOLLEN00000006 6074243

original issue date

original application number _____

01 FC:15991640.00 OP ✓

original filing date _____

☐

resulted from the entry into the U.S. under 35 U.S.C. 371 of international application _____

filed on _____

CERTIFICATE OF MAILING (37 CFR 1.89(a))

I hereby certify that this paper (*along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class main in an envelope addressed to Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

5-16-10

Date

Signature

Jimmy Edwards

Typed or Printed Name of Person Signing Certificate

[page 1 of 3]

This collection of information is required by 37 CFR 1.378(c). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450

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1. SMALL ENTITY



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JUN 11 2010

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Patentee is no longer entitled to small entity status. See 37 CFR 1.27(g)

OFFICE OF PETITIONS

3. MAINTENANCE FEE (37 CFR 1.20(e)-(g))

The appropriate maintenance fee must be submitted with this petition, unless it was paid earlier.

NOT Small Entity			Small Entity		
Amount	Fee	(Code)	Amount	Fee	(Code)
<input type="checkbox"/> \$	3 ½ yr fee	(1551)	<input type="checkbox"/> \$	3 ½ yr fee	(2551)
<input type="checkbox"/> \$	7 ½ yr fee	(1552)	<input checked="" type="checkbox"/> \$ 1240 ⁰⁰	7 ½ yr fee	(2552)
<input type="checkbox"/> \$	11 ½ yr fee	(1553)	<input checked="" type="checkbox"/> \$ 11	11 ½ yr fee	(2553)

MAINTENANCE FEE BEING SUBMITTED \$

4. SURCHARGE

The surcharge required by 37 CFR 1.20(i)(2) of \$ 1640⁰⁰ (Fee Code 1558) must be paid as a condition of accepting unintentionally delayed payment of a maintenance fee.SURCHARGE FEE BEING SUBMITTED \$ 1640⁰⁰

5. MANNER OF PAYMENT



Enclosed is a check for the sum of \$

1640⁰⁰

Please charge Deposit Account No.

the sum of \$



Payment by credit card. Form PTO-2038 is attached.

6. AUTHORIZATION TO CHARGE ANY FEE DEFICIENCY



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7. OVERPAYMENT

As to any overpayment made please

OR

☐

Credit to Deposit Account No. _____

☒

Send refund check

RECEIVED

JUN 11 2010

OFFICE OF PETITIONS

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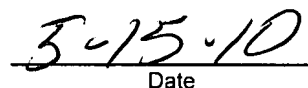
8. STATEMENT

The delay in payment of the maintenance fee to this patent was unintentional.

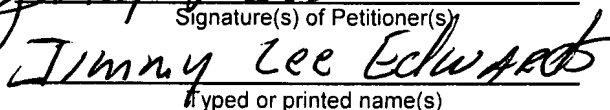
9. PETITIONER(S) REQUEST THAT THE DELAYED PAYMENT OF THE MAINTENANCE FEE BE ACCEPTED AND THE PATENT REINSTATED



Signature(s) of Petitioner(s)

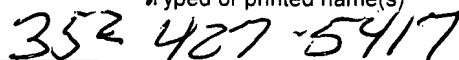


Date

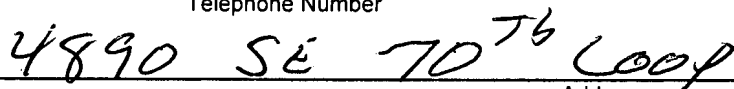


Typed or printed name(s)

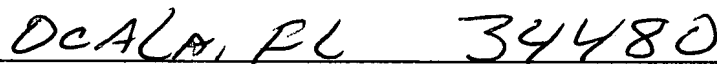
Registration Number, if applicable



Telephone Number



Address



Address

37 CFR 1.378(d) states: "Any petition under this section must be signed by an attorney or agent registered to practice before the Patent and Trademark Office, or by the patentee, the assignee, or other party in interest."

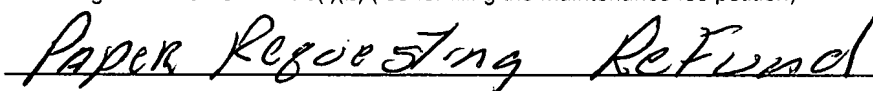
ENCLOSURES

☒

Maintenance Fee Payment

☒

Surcharge under 37 CFR 1.20(i)(2) (fee for filing the maintenance fee petition)

☒




BELLEVUE MEDICAL CENTER

RONALD P. SHELLEY, D.O., P.A.

P.O. Box 127

Bellevue, Florida 34421

Telephone: (352) 245-2288

(352) 245-5958

April 20, 2010

To the U.S. Patent Office:

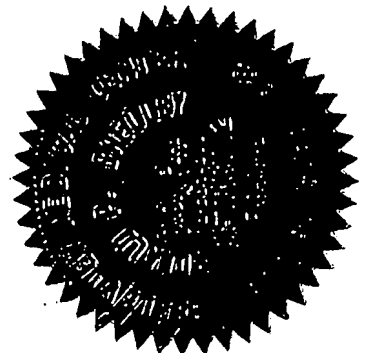
Jimmy Edwards has been under my care for many years. He is a 100% disabled veteran and suffers from severe post traumatic stress disorder.

Approximately 2 1/2 years ago, he became unable to handle financial matters and his wife was handling his finances for him. This included his patent fees and the dates due. His wife left him and they divorced.

Mr. Edwards has just recently become aware of affairs that his wife was supposed to have handled. He has explained to me his dilemma with the patent payment. Please accept this letter as verification of why Mr. Edwards was late on fees and, *Please* refund any amounts Mr. Edwards does not owe, due to his living on disability payments only.

Sincerely,

R. Shelley, D.O.



In The Circuit Court of the Fifth Judicial Circuit
in and for Marion County, Florida

Case No: 09-4328-BR-JC

VS RE: The Marriage of

Jimmy Lee Edwards,
Petitioner/Husband,
and

Flamela Edwards,
Respondent/Wife.

Final Judgment of Dissolution of Marriage

On October 9, 2009 a final hearing was held on the Husband's Petition for Dissolution of Marriage with Property ut no Dependent or Minor Children. Present before the Court: JS Husband JS Wife. After taking testimony, reviewing the Court file, and being otherwise fully informed, the Court Finds:

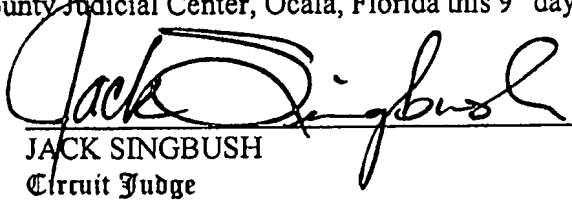
- A. This Court has jurisdiction over the parties and the subject matter of this action. At least one party has been a resident of the State of Florida for more than six (6) months immediately before filing the Petition for Simplified Dissolution of Marriage.
- B. The marriage of the parties is irretrievably broken.
- C. The parties have no minor or dependent children in common and the Wife is not pregnant.
- D. There are no assets nor liabilities to be divided between the parties. Both parties have filed the requisite Financial Affidavit.
- E. The Wife has filed an Answer, Waiver, and Request for Copy of Final Judgment of Dissolution of Marriage.
- F. Pursuant to the parties agreement dated September 25, 2009, the Husband shall pay

the Wife's the sum of \$9,000.00 upon the entry and recording of a Final Judgment of Dissolution of Marriage in this cause. It is therefore,

Adjudged as follows:

1. The marriage between the Husband, Jimmy Lee Edwards, and the Wife, Flamela Edwards, is dissolved, and the parties are restored to the status of being single.
2. The Husband shall pay the Wife the sum of \$9,000.00 upon the entry and recording of this Final Judgment of Dissolution of Marriage.
3. The Court retains jurisdiction over the parties and subject matter to enforce the terms of the order and to enter any other orders that are necessary to carry out the intent of this ruling. It is

~~So Ordered~~ in open court at the Marion County Judicial Center, Ocala, Florida this 9th day of October, 2009.

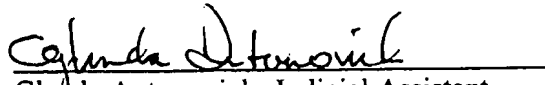

JACK SINGBUSH
Circuit Judge

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy hereof was sent by regular U.S. Mail/hand delivery on this 9th day of October, 2009 to the following:

Jimmy L. Edwards
4890 SE 70th Loop
Ocala, FL 34480

Flamela Edwards
10603 SE 19th Ct.
Ocala, FL 34480


Glenda Antonovich, Judicial Assistant



DEPARTMENT OF VETERANS AFFAIRS

VA Regional Office
3333 N. Central Ave
Phoenix AZ 85012-2402

March 26, 2010

JIMMY L EDWARDS
4890 SE 70 LOOP
OCALA FL 34480

In Reply Refer To: 345/VIC/CRL
C 26 602 877
EDWARDS, J L

To Whom It May Concern:

This is to certify the Department of Veterans Affairs (VA) records show Jimmy Lee Edwards has a service connected disability rating of 100% and received an honorable discharge. The veteran's disabilities are:

<u>Disability</u>	<u>Percent</u>
PTSD	100
Hearing loss	40
Lumbosacral strain	20
Tinnitus	10
Scars, general	0

If you reside in the continental United States, Alaska, Hawaii or Puerto Rico, you may contact VA with questions by calling our toll-free number 1-800-827-1000 (for hearing impaired TDD 1-800-829-4833) or contact us online (<https://iris.va.gov>).

Sincerely yours,

Terri Harden

Terri Harden

National Call Center Manager

Email us at: <https://iris.va.gov>





DEPARTMENT OF VETERANS AFFAIRS

VA Regional Office
3333 N. Central Ave
Phoenix AZ 85012-2402

March 26, 2010

JIMMY L EDWARDS
4890 SE 70 LOOP
OCALA, FL 34480

In Reply Refer To: 345/VIC/CRL
C 26 602 877
EDWARDS, Jimmy Lee

Dear Mr. Edwards:

This letter from the Department of Veterans Affairs certifies that Jimmy Lee Edwards is receiving service-connected disability compensation.

The current disability rating is as follows:

Percent Disability	100%
--------------------	------

If you reside in the continental United States, Alaska, Hawaii, or Puerto Rico, you may contact VA with questions by calling our toll-free number 1-800-827-1000 (for hearing impaired TDD 1-800-829-4833) or contact us online (<https://iris.va.gov>).

Sincerely yours,

Terri Harden

Terri Harden
National Call Center Manager



DEPARTMENT OF VETERANS AFFAIRS
Regional Office
P.O. Box 1437
St. Petersburg, FL 33731-1437

JIMMY L EDWARDS
4890 SE 70 LOOP
OCALA FL 34480

In Reply Refer To: 317

TO WHOM IT MAY CONCERN:

This is to certify that the records of the above-named honorably discharged veteran show that the veteran has a service connected disability evaluated by the U. S. Department of Veterans Affairs (VA) to a degree of ten percent or more.

Brent Gibbard
Brent Gibbard
Veterans Service Center Manager

A veteran seeking real estate tax exemption and/or License Fee Exemption should remember that statements obtained from the U. S. Department of Veterans Affairs in such matters are simply statements of fact taken from VA records. The determination as to eligibility for the benefit sought rests with the appropriate Municipal, County or State official, not VA.

VAFL 27-125(317)
JUNE 1995 (R)



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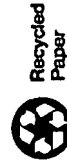
4-POUND WEIGHT LIMIT ON
INTERNATIONAL APPLIES

Customs forms are required. Consult the
International Mail Manual (IMM) at pe.usps.gov
or ask a retail associate for details.



USPS packaging products have been awarded Cradle
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design. For more information go to mbdc.com/usps
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JUN 08 2010

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From: / Expéditeur:
Jimmy Edwards
4890 SE 70th Loop
Orlando, FL 328480

To: / Destinataire:

Commissioner of Patent
PO Box 1450
Alexandria, Virginia
22313-1450